

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: ZOSTAVAX (ZOSTER VACCINE : MDL NO. 2848  
LIVE) PRODUCTS LIABILITY :  
LITIGATION : CIVIL ACTION NO. 18-md-2848

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THIS DOCUMENT RELATES TO:

DAVID DERAY v. MERCK & CO.,  
INC., et al.  
Civil Action No. 21-447

WILLIAM GREEN v. MERCK & CO.,  
INC., et al.  
Civil Action No. 21-3451

JERRY GREER v. MERCK & CO.,  
INC., et al.  
Civil Action No. 19-3975

CAROL MITCHELL v. MERCK & CO.,  
INC., et al.  
Civil Action No. 20-538

ANNA STEELE v. MERCK & CO.,  
INC., et al.  
Civil Action No. 20-338

RANDALL HEARD v. MERCK & CO.,  
INC., et al.  
Civil Action No. 21-961

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PRETRIAL ORDER NO. 447

AND NOW, this 11th day of August, 2022, for the reasons set forth in the foregoing memorandum, it is hereby ORDERED that the motion of defendants to dismiss pursuant to Fed. R. Civ. P. 41(B) or, in the alternative, for an order to show cause with expert support why the complaints in the above-

captioned cases should not be dismiss (Doc. # 1065) is DENIED  
without prejudice.

BY THE COURT:

/s/ Harvey Bartle III

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J.